

REFERENCE TITLE: home sales; water supply disclosure

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HB 2141

Introduced by
Representatives Ableser: Campbell CH

AN ACT

AMENDING TITLE 32, CHAPTER 20, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-2167; RELATING TO REGULATION OF REAL ESTATE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 32, chapter 20, article 3, Arizona Revised Statutes,
3 is amended by adding section 32-2167, to read:

4 32-2167. Disclosure; water supply status; rules

5 A. IT IS UNLAWFUL FOR A LICENSED REAL ESTATE BROKER OR SALESPERSON TO
6 ADVERTISE, PROMOTE OR SELL ANY RESIDENTIAL REAL PROPERTY WITHOUT PROVIDING
7 NOTICE OF THE WATER SUPPLY STATUS OF THAT PROPERTY AS DESIGNATED BY THE
8 DIRECTOR OF WATER RESOURCES. THE DESIGNATIONS ARE LIMITED TO "ASSURED WATER
9 SUPPLY" FOR PROPERTY THAT IS SO DESIGNATED PURSUANT TO SECTION 45-576,
10 "ADEQUATE WATER SUPPLY" FOR PROPERTY THAT IS SO DESIGNATED PURSUANT TO
11 SECTION 45-108, "INADEQUATE WATER SUPPLY" FOR PROPERTY THAT IS SO DESIGNATED
12 PURSUANT TO SECTION 45-108 AND "UNKNOWN WATER SUPPLY" FOR ANY OTHER PROPERTY.

13 B. THE DISCLOSURE REQUIRED BY SUBSECTION A OF THIS SECTION SHALL BE IN
14 PRINTED MATERIAL IN A SIZE OF TYPE THAT IS AT LEAST AS LARGE AS THE REMAINING
15 PRINTED MATERIAL ON THAT PAGE AND SHALL BE PRINTED ON THE FIRST PAGE OF ANY
16 PRINTED MATERIAL THAT CONTAINS MORE THAN ONE PAGE.

17 C. THE STATE REAL ESTATE DEPARTMENT SHALL ADOPT BY RULE SUBSTANTIALLY
18 SIMILAR DISCLOSURE REQUIREMENTS FOR ELECTRONIC, TELECOMMUNICATIONS AND OTHER
19 MEDIA USED TO ADVERTISE, PROMOTE OR SELL RESIDENTIAL REAL PROPERTY.